

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RENALDO WHITE and RANDOLPH
NADEAU, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

SYMETRA ASSIGNED BENEFITS SERVICE
COMPANY and SYMETRA LIFE
INSURANCE COMPANY,

Defendants.

No. 2:20-cv-01866-MJP

**STIPULATED MOTION AND ORDER
TO EXTEND TIME FOR
SUBMISSION OF MOTION FOR
PRELIMINARY APPROVAL**

NOTE ON MOTION CALENDAR:
January 8, 2025

The parties, Plaintiffs Renaldo White and Randolph Nadeau and Defendants Symetra Assigned Benefits Service Company and Symetra Life Insurance Company, respectfully submit the following Joint Motion to Extend the Time for the Submission of the Motion for Preliminary Approval. In support of their request, the parties set forth the following:

In December 2020, Plaintiffs' putative class action was filed in the U.S. District Court for the Western District of Washington ("the Court") alleging misconduct by Defendants, related to the factoring of certain structured settlement annuities ("SSAs").

In August 2022, after extensive discovery, the Court certified a class and a subclass to pursue certain claims against Defendants. The Court appointed counsel for the Class and

1 Subclass and appointed named Plaintiffs White and Nadeau as class representatives. In
2 September 2022, the Ninth Circuit Court of Appeals granted Defendants' petition for leave to
3 appeal pursuant to Fed. R. Civ. P. 23(f). On June 20, 2024, following full briefing and oral
4 argument, the Ninth Circuit Court of Appeals issued an opinion vacating the certification of the
5 class and subclass.

6 Following remand, the parties began a process to explore settlement on behalf of those
7 persons whose underlying settlement agreements contained specific language that restricted their
8 power to assign, sell, or otherwise alienate periodic payments under all circumstances, limited to
9 certain states. The parties advised the Court of these talks, and on September 11, 2024, the Court
10 stayed the litigation pending a settlement conference with Washington Mediator Stew Cogan,
11 who was appointed as the mediator pursuant to LR 39.1 (Dkt. No. 148).

12 The mediation process included the exchange of information and correspondence,
13 culminating in a full-day mediation with Mr. Cogan. At the conclusion of the aforesaid
14 mediation, the parties entered into a binding term sheet for the settlement of claims on behalf of a
15 subset of the originally certified class.

16 The day following the mediation, Mr. Cogan filed a Notice advising the Court that a
17 mediation had taken place and that "the case was resolved subject to completion of final
18 settlement documentation and obtaining necessary court approval." (Dkt. No. 149).

19 On November 26, 2024, the Court dismissed this action pending a motion for preliminary
20 approval and execution of the settlement agreement. (Dkt. No. 150). However, at the request of
21 the parties, the Court later vacated its order, directing the parties to execute the settlement
22 agreement and submit any Motion for Preliminary Approval by January 10, 2025. (Dkt. No.
23 152).

24 It has taken longer than anticipated to complete the necessary paperwork. Nevertheless,
25 the parties are still on track to finalize the settlement, and plan to submit it and a Motion for
26 Preliminary Approval (and any related papers) on or before January 24, 2024.

Therefore, the parties jointly request that the Court reset the deadline for the execution of the settlement agreement and the submission of the Motion for Preliminary Approval to **January 24, 2025**.

DATED this 8th day of January, 2025.

KELLER ROHRBACK L.L.P.

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6 *Attorneys for Plaintiffs*

7 IT IS SO ORDERED.

8 Dated this 10th day of January, 2025.

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11 Marsha J. Pechman
12 United States Senior District Judge
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